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Attorneys for Plaintiff
 CRAIG YATES, an individual

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

CRAIG YATES, an individual,
 Plaintiff,

v.

AUTO CITY 76; R.A.T. OIL, INC., a
 California Corporation; and CANADIAN
 AMERICAN OIL COMPANY, a California
 Corporation,
 Defendants.

CASE NO. CV-10-3932-EMC

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE CASE
 MANAGEMENT CONFERENCE SET FOR
 SEPTEMBER 14, 2012**

Plaintiff CRAIG YATES, and Defendants AUTO CITY 76; R.A.T. OIL, INC., a California Corporation; and CANADIAN AMERICAN OIL COMPANY, by and through their respective counsel, respectfully request and make the following stipulation:

1. **WHEREAS**, the parties have reached an Equitable Agreement.
2. **WHEREAS**, the parties appeared telephonically before Judge Ryu for a Further Telephonic Settlement Conference on July 18, 2012 .
3. **WHEREAS**, on July, 20, 2012 Judge Ryu 's ORDER sets a deadline of July 26, 2012 for plaintiff to submit a demand for damages, attorney fees, cists and litigation expenses. Defendants must respond to plaintiff's demand by August 8, 2012.

1 4. **WHEREAS**, the parties shall submit a joint letter to Judge Ryu by August 15,
2 2012 indicating whether, in the parties view, a further settlement conference would be useful,
3 setting forth scheduling information.

4 5. **WHEREAS**, on August 28, 2012 Judge Ryu's Order set a Further Settlement
5 Conference for October 16, 2012 at 10:00 a.m.

6 Therefore the parties request the Case Management Conference be rescheduled to
7 October 30, 2012 at 10:30 a.m.

8 Respectfully submitted,

9 Dated: September 4, 2012

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

By: /s/Thomas E. Frankovich
Thomas E. FRANKOVICH
Attorneys for Plaintiff CRAIG YATES, an
individual.

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15 Dated: September 4, 2012

LAW OFFICE OF JAMES M. DOMBROSKI

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17 By: [Signature]
James M. Dombroski, Esquire
18 Attorneys for Defendants AUTO CITY 76; R.A.T.
19 OIL, INC., a California Corporation; and
20 CANADIAN AMERICAN OIL COMPANY, a
California Corporation,

21 **ORDER**

22 **IT IS SO ORDERED**, that the Case Management Conference currently set for August 7,
23 Nov. 2, 2012
24 2012 shall be rescheduled for October 30, 2012 at 10:30 a.m. The Joint Case Management
25 Statement shall be due October ~~23~~, 2012.

26 26

27 Dated: 9/5, 2012

Honorable Magistrate Judge Edward M.
United States District Judge

28 STIPULATION AND [PROPOSED] ORDER

CASE NO. C

